GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Establishment – Engineering – PH&ME Department – Appointment of Sri B.Chandrasekhar, Executive Engineer, Chittoor Urban Development Authority, Chittoor by promotion to the post of Superintending Engineer temporarily on adhoc basis – Orders – Issued

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MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (C1) DEPARTMENT

G.O.Rt.No.30 **Dated:21.01.2025**

Read the following:-

1. G.O.Rt.No.374, MA&UD (Vig.III) Department, Dated:12.06.2023.
2. G.O.Rt.No.398, MA&UD (Vig.III) Department, Dated:02.05.2024 read with G.O.Rt.No.864, MA&UD (Vig.III) Department, Dated: 25.10.2024.
3. Orders of the Hon'ble High Court dt.03.01.2024 in WO No.33765/2023 filed by Sri B.Chandrasekhar, Executive Engineer.
4. From the Engineer-in-Chief, Public Health,Tadepalli Letter. No.3339/CS1/2023, Dated:13.12.2023.
5. G.O.Ms.No.44, MA&UD (C1) Department, Dated:11.03.2024.
6. Orders of the Hon'ble High Court dt.10.05.2024 in WP No.10086 of 2024 filed by Sri B.Chandrasekhar, Executive Engineer.
7. Orders of the Hon'ble High Court dt.22.11.2024 in Writ Appeal No.934 of 2024 filed by Sri B.Chandrasekhar, Executive Engineer.
8. Representation of Sri B.Chandrasekhar, Executive Engineer, Chittoor Urban Development Authority dt.19.12.2024.

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O R D E R:-

Whereas the appropriate investing authority have informed that on the allegations for not reporting the transaction details of Motor Car and Hero Honda Splendor in his Annual Property Returns Statement to the competent authority, Government have initiated disciplinary action by framing charges against Sri B.Chandrasekhar, the then Executive Engineer, Tirpathi Municipal Corporation, Tirupathi vide reference 1st read above.

2. In the reference 2nd read above, Government have appointed Sri T.Mohan, Superintending Engineer, Public Health Circle, Nellore as an Inquiring Authority in place of Sri C.Gopal Reddy, the then SE (PH), Nellore (now retired) to conduct inquire into the charges among others against Sri B.Chandrasekhar, the then Executive Engineer, Tirpathi Municipal Corporation, Tirupathi as per APCS (CCA) Rules, 1991.

3. In the reference 3rd read above, Sri B.Chandrasekhar, the then Executive Engineer, Tirpathi Municipal Corporation, Tirupathi has filed WP No.33765 of 2023 before the Hon'ble High Court and the Hon'ble High Court in its orders dt.03.01.2024 in WP No.33765 of 2023 has directed the respondents "to consider the case of the writ petitioner as per law vide G.O.Ms.No.257, Dt.10.06.1999, if the Writ Petitioner would come under the zone of consideration".

4. In the reference 4th read above, the Engineer-in-Chief, Public Health has furnished the names of the Executive Engineers for consideration of the promotions to the post of Superintending Engineers for the panel year 2023-2024 for placing before the Departmental Promotion Committee. The above said

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proposals has been examined and sent the panel proposals together with the orders of the Hon'ble High Court dt.03.01.2024 in WP No.33765/2023 filed by Sri B.Chandrasekhar, the then Executive Engineer, Tirpathi Municipal Corporation, Tirupathi has been placed before the Departmental Promotion Committee and the DPC has met on 04.03.2024 and the Committee after going through the available ACRs, relevant records, and other material papers with due respect to the orders of the Hon'ble High Court, recommends that the name of Sri B.Chandrasekhar, Executive Engineer be included in the panel 2023-24 and his promotion be deferred until termination of the disciplinary proceedings pending against him in terms of G.O.Ms.No.424, G.A. (Ser.C) Dept., dt.15-04-1976 read with G.O.Ms.No.257, G.A. (Ser.C) Dept., dt. 10-06-1999. Accordingly, the recommendations of the DPC has been approved through the reference 5th read above.

5. In the reference 6th read above, the Hon'ble High Court in its orders dt.10.05.2024 in WP No.10086/2024 filed by Sri B.Chandrasekhar, Executive Engineer has directed the respondents "to consider the case of the Writ Petitioner in the next DPC, as and when it takes place, without reference to the Departmental Proceedings vide G.O.Rt.No.374, MA&UD (Vig.III) Department, Dated:12.06.2023".

6. In the reference 7th read above, the Hon'ble High Court in its orders dt.22.11.2024 in Writ Appeal No.934 of 2024 filed by Sri B.Chandrasekhar, Executive Engineer have ordered that "prima facie, it appears that the respondents are not going to convene the next DPC before superannuation of the petitioner, the petitioner would get superannuated from service without promotion. In that view of the matter, the order of the learned single judge passed in the writ petition would become redundant. In view of the same, the respondents are directed to consider the case of the petitioner for promotion to the post of Superintending Engineer, without reference to the pendency of disciplinary proceedings. However, it is made clear that the said promotion will be subject to result of the disciplinary proceedings pending against the petitioner. To the above extent, the order of the learned Single Judge is modified. The Writ Appeal is accordingly partly allowed".

7. In the reference 8th read above, Sri B.Chandrasekhar, Executive Engineer, Chittoor Urban Development Authority has submitted representation requesting to implement the orders of the Hon'ble High Court dt.22.11.2024 in WA No.934/2024 and promote him as Superintending Engineer without reference pendency of the disciplinary proceedings, as he is going to be retired on 30.06.2025 on superannuation.

8. After careful examination of the matter and keeping in view the orders of the Hon'ble High Court dt.22.11.2024 in Writ Appeal No.934/2024 and also due retirement of the individual, Government hereby decided to implement the orders of the Hon'ble High Court dated:22.11.2024 in Writ Appeal No.934/2024 and also the similar cases were already considered for promotion, Government hereby consider the name of Sri B.Chandrasekhar, Executive Engineer, CUDA, Chittoor for promotion to the post of Superintending Engineer. Accordingly, Government hereby promote Sri B.Chandrasekhar, Executive Engineer (RP No.86 in the panel year 2023-2024) to the post of Superintending Engineer (Public Health) on temporarily on adhoc basis in the scale of pay of Rs.101970-274790 under rule 10 (a) of AP State and Subordinate Service Rules,1996 with immediate effect, subject to the result of the disciplinary proceeding pending

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against him and also the directions /outcome of OAs/WPs/WAs/RPs/CAs/SLPs etc. if any, pending before the Tribunal/ Courts etc.

9. The above appointment is purely on temporary basis and he is liable to be reverted as Executive Engineer at any time without notice and without assigning reasons there for and the above temporary promotion are on adhoc basis and subject to finalization of the seniority and directions/outcome of OAs/WPs/WAs/RPs/CAs/ SLPs etc. if any pending before the Hon'ble Courts.

10. The Executive Engineer appointed as Superintending Engineer in para 8 above should join the post of Superintending Engineer within 15 days from the date of receipt of the order of appointment. If he fail to join the post within stipulated period 15 days or evade to join the posts by proceeding on leave, the officer appointment shall be treated as automatically cancelled and the name of the candidate shall be deemed to have been omitted from the list of approved candidates and he shall be forfeit the right of appointment for the panel 2023-2024 for the post of Superintending Engineer in terms of G.O.Ms.No.145, GA (Ser.D) Department, dt.15.06.2004.

11. The Engineer-in-Chief, Public Health, AP, Tadepalli, Guntur District shall take necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

K.KANNA BABU
SECRETARY TO GOVERNMENT (FAC)

To
The Engineer-in-Chief, Public Health, Tadepalli.
The individual through ENC, PH.
Copy to :
The General Administration (Ser.C) Department.
The OSD to Hon' ble Minister (MA&UD).
The PS to Secretary to Govt., MA&UD Department.
Sf/Sc.

// FORWARDED :: BY ORDER //

SECTION OFFICER